

**JUDGE SWEET**

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- X  
UNITED STATES OF AMERICA

- v. -

PHILLIP QUINTERO,  
a/k/a "Pill,"

Defendant.  
----- X

**07 CRIM 160**  
: INDICTMENT

: 07 Cr. \_\_\_\_\_

**RECEIVED  
CLERK OF COURT  
SOUTHERN DISTRICT OF NEW YORK  
MAY 23 2007**

**COUNT ONE**

The Grand Jury charges:

1. From in or about March 2005, up to and including in or about January 2006, in the Southern District of New York and elsewhere, PHILLIP QUINTERO, a/k/a "Pill," the defendant, and others known and unknown, unlawfully, intentionally and knowingly did combine, conspire, confederate and agree together and with each other to violate the narcotics laws of the United States.

2. It was a part and an object of the conspiracy that PHILLIP QUINTERO, a/k/a "Pill," the defendant, and others known and unknown, would and did distribute and possess with intent to distribute a controlled substance, to wit, 5 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack," in violation of Title 21, United States Code, Sections 812, 841(a)(1), and 841(b)(1)(B).

Overt Acts

3. In furtherance of the conspiracy and to effect the illegal object thereof, the following overt act, among others, was committed in the Southern District of New York and elsewhere:

a. On or about October 19, 2005, a confidential informant ("CI-1") met with PHILLIP QUINTERO, a/k/a "Pill," the defendant, in the Bronx, New York, and QUINTERO provided cocaine base to CI-1 in exchange for United States currency.

(Title 21, United States Code, Section 846.)

COUNT TWO

The Grand Jury further charges:

4. On or about November 29, 2005, in the Southern District of New York and elsewhere, PHILLIP QUINTERO, a/k/a "Pill," the defendant, unlawfully, intentionally, and knowingly distributed and possessed with intent to distribute a controlled substance, to wit, 5 grams and more of mixtures and substances containing a detectable amount of cocaine base, in a form commonly known as "crack."

(Title 21, United States Code, Sections 812, 841(a)(1), and 841(b)(1)(B); and Title 18, United States Code, Section 2.)

Forfeiture Allegation

5. As a result of committing the controlled substance offenses alleged in Counts One and Two of this Indictment, PHILLIP QUINTERO, a/k/a "Pill," the defendant, shall forfeit to the United States, pursuant to 21 U.S.C. § 853, any and all

property constituting or derived from any proceeds the said defendant obtained directly or indirectly as a result of the said violation and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts One and Two of this Indictment.

**Substitute Asset Provision**

6. If any of the above-described forfeitable property, as a result of any act or omission of PHILLIP QUINTERO, a/k/a "Pill," the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third person;

c. has been placed beyond the jurisdiction of the Court;

d. has been substantially diminished in value;  
or

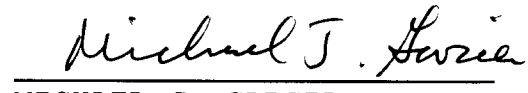
e. has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to 21 U.S.C. § 853(p), to seek forfeiture of any other property of PHILLIP QUINTERO, a/k/a "Pill," the defendant, up to the value of the

above forfeitable property.

(Title 21, United States Code, Sections 841(a)(1), 846 and 853).

  
FOREPERSON

  
MICHAEL J. GARCIA  
United States Attorney

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SOUTHERN DISTRICT OF NEW YORK

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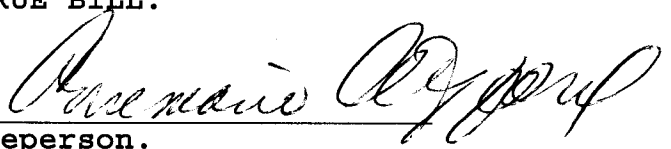
INDICTMENT

(Title 21, United States Code, Sections  
812, 841(a), 841(b)(1)(B), 846)

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MICHAEL J. GARCIA  
United States Attorney

A TRUE BILL.

  
Foreperson.

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5/23/07 Indictment filed. A/W issued - Assigned to  
Judge Sweet

Fox, J